

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

11W 2831/4

Applicant(s): MORROW et al.

Serial No.: 09/989,289

Filed: 20 Nov 2001

Title: TONEABLE CONDUIT AND  
METHOD OF PREPARING THE  
SAME

Conf: 9536

Group Art Unit:  
2831

Examiner:  
Anton B. HARRIS

Attorney Docket No.: 4799/0223PUS1

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

This Information Disclosure Statement is submitted:

\_\_\_ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)

X under 37 CFR 1.97(c) together with either a:  
\_\_\_ Statement under 37 CFR 1.97(e), or  
X a \$180.00 fee under 37 CFR 1.17(p),  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

\_\_\_ under 37 CFR 1.97(d) together with a:  
\_\_\_ Statement under 37 CFR 1.97(e), and  
\_\_\_ a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO/SB/08b attached hereto.

02/06/2007 SZEWDIE1 00000161 09989289

01 FC:1006

100.00 DP

II. COPIES (check at least one box)

a. X Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.

b. X Some or all of the documents listed on the PTO/SB/08b are not enclosed because they are either U.S. Patents or Published Applications or were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

III. CONCISE EXPLANATION OF THE RELEVANCE  
(check at least one box)

a. X DOCUMENTS IN THE ENGLISH LANGUAGE

The attached patents, publications, or other information in the English language do not require a statement of relevancy.

US 6,053,457 and US 5,998,081 were cited by Examiner Anton Harris during the prosecution of Application Serial No. 10/158,810, which claimed priority from this application.

b. X DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

Russian 2 246 068 was cited by the Russian Patent Office during the prosecution of a corresponding foreign application. An abstract in the English language is provided with Russian 2 246 068.

c.    ENGLISH LANGUAGE SEARCH REPORT

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).

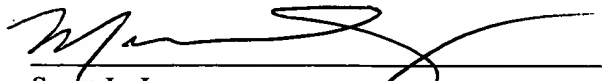
d.    OTHER

The following additional information is provided for the Examiner's consideration.

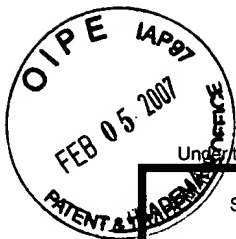
It is requested that the information disclosed herein be made of record in this application.

Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 50-3828 and please credit any excess fees to such deposit account.

Respectfully submitted,

  
for Scott L. Lowe MATTHEW Z. SHAWLEY  
Attorney/Agent for Applicant(s)  
Reg. No. 41458 #47,074

Date: February 5, 2007  
McGrath, Geissler, Olds & Richardson, PLLC  
P.O. Box 1364  
Fairfax, VA 22038-1364  
Telephone No.: 1.703.621.7140



PTO/SB/08a (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

Application Number	09/989,289
Filing Date	Nov 20, 2001
First Named Inventor	MORROW, Jason Norman
Art Unit	2831
Examiner Name	Anton B. HARRIS
Attorney Docket Number	4799/0223PUS1

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-6,053,457	04-25-2000	OZGA	
		US-5,998,081	12-07-1999	MORRISON	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		RU-2,246,068	04-20-2000		ABSTRACT	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.